(to be used for	OF FELCE		Filing Date First Named In Art Unit Examiner Nam Attorney Dock	spond to a collection mber seemed when the seemed we have been seemed as a collection mber seemed with the see	and Trac	demark O nation un 92 at al. ssigned	ffice: U.S. I	PTO/SB/21 (02-04) ugh 07/31/2006. OMB 0651-0031 DEPARTMENT OF COMMERCE avs a valid OMB control number.
	smittal Form		OSURES  Orawing(s)  Icensing-related	(Check all that	apply)		o Technol Appeal Co of Appeals	rance communication ogy Center (TC) mmunication to Board and Interferences
Extension  Express /  Information  Certified of Document  Response incomplet	ent/Reply fter Final ffidavits/declaration(s) n of Time Request Abandonment Request on Disclosure Statement Copy of Priority at(s) e to Missing Parts/ te Application esponse to Missing Parts nder 37 CFR 1.52 or 1.53	Remark Enclosur Resp to Dec/PO/ Fee Trar Check \$ Copy of	erminal Disclain dequest for Refu CD, Number of C CS res: Miss Parts (1 pg A (3 pgs.) asmittal in duplic	cation y, Revocation spondence Addre ner nd D(s)) ate (2 pgs.) ss Parts (2 pgs.)	ss [[		Appeal No Proprietary Status Lett	osure(s) (please
Firm .	SIGNA Schwabe, Williamson & W		F APPLICAN	IT, ATTORNE	Y, OR	AGEN	NT	
Individual name Signature Date	Nober 12/04	t wan						
I hereby certify the sufficient postage the date shown be	at this correspondence is be as first class mail in an en	elna facsim	nile transmitted to	NSMISSION/ o the USPTO or d nissioner for Pate	leposite	d with th	e United S 150, Alexa	States Postal Service with ndria, VA 22313-1450 on
Typed or printed r	Christine Hurdle		//				Date	8/12/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will very depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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ADENACHMENT THE Paperwork Reduction Act of 1995, no persons are required to respond

PTO/SB/17 (10-03)
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE to a collection of information unless it displays a valid OMB control acceptance.

FEE	TRA	NSI	MIT	TAL
	for F	Y 20	004	

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** 

(\$)	1	21	2
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C	omplete if Known
Application Number	10/814,592
Filing Date	3/31/04
First Named Inventor	O'Brien et al.
Examiner Name	not yet assigned
Art Unit	not yet assigned
Attorney Docket No.	110348-135100

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)				
Check Credit card Money Other None	3. ADDITIONAL FEES				
Deposit Account:	Large Entity   Small Entity				
Deposit 50000	Fee Fee Code (\$) Fee Description	n <u>Fee Paid</u>			
Account Number 500393	1051 130 2051 65 Surcharge - late filing fee or				
Deposit Account Name Schwabe Wiliamson et al.	1052 50 2052 25 Surcharge - late provisional fi	iling fee or			
The Director is authorized to: (check all that apply)	1053 130 1053 130 Non-English specification				
Charge fee(s) indicated below  Credit any overpayments	1812 2,520 1812 2,520 For filing a request for ex part	te reexamination			
Charge any additional fee(s) or any underpayment of fee(s)	1804 920* 1804 920* Requesting publication of SIF Examiner action	₹ prior to			
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	1805 1,840° 1805 1,840° Requesting publication of SIF	R after			
FEE CALCULATION	1251 110 2251 55 Extension for reply within firs	st month			
1. BASIC FILING FEE	1252 420 2252 210 Extension for reply within sec	cond month			
Large Entity Small Entity	1253 950 2253 475 Extension for reply within this	rd month			
Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$)	1254 1,480 2254 740 Extension for reply within fou	urth month			
1001 770 2001 385 Utility filing fee 770	1255 2,010 2255 1,005 Extension for reply within fifth	h month			
1002 340 2002 170 Design filing fee	1401 330 2401 165 Notice of Appeal				
1003 530 2003 265 Plant filing fee	1402 330 2402 165 Filing a brief in support of an	appeal			
1004 770 2004 385 Reissue filing fee	1403 290 2403 145 Request for oral hearing				
1005 160 2005 80 Provisional filing fee	1451 1,510 1451 1,510 Petition to institute a public u	se proceeding			
SUBTOTAL (1) (\$) 770	1452 110 2452 55 Petition to revive - unavoidab	ile			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1453 1,330 2453 665 Petition to revive - unintention	nal			
Fee from _	1501 1,330   2501   665 Utility issue fee (or reissue)				
Extra Claims below Fee Paid  Total Claims 23 -20** = 3 X 18 = 54	1502 480 2502 240 Design issue fee				
Independent 6 - 9 VGG   OFC	1503 640 2503 320 Plant issue fee				
Claims 0 -3**= p x 00 =258   Multiple Dependent	1460 130 1460 130 Petitions to the Commissions	<del></del>			
Large Entity   Small Entity	1807 50 1807 50 Processing fee under 37 CFI	1."			
Fee Fee Fee Fee Description	1806 180 1806 180 Submission of Information Di				
Code (\$)   Code (\$)   1202   18   2202   9   Claims in excess of 20	8021 40 8021 40 Recording each patent assign property (times number of pro	operties)			
1201 86 2201 43 Independent claims in excess of 3	1809 770 2809 385 Filing a submission after final (37 CFR 1.129(a))				
1203 290 2203 145 Multiple dependent claim, if not paid	1810 770 2810 385 For each additional invention				
1204 86 2204 43 ** Reissue independent daims over original patent	examined (37 CFR 1.129(b))				
1205 18 2205 9 ** Reissue claims in excess of 20	1801 770 2801 385 Request for Continued Exam 1802 900 1802 900 Request for expedited exam	` '			
and over original patent	1802 900 1802 900 Request for expedited exam of a design application	manon			
SUBTOTAL (2) (\$) 312	Other fee (specify)				
**or number previously paid, if greater; For Reissues, see above	*Reduced by Basic Filing Fee Paid SUBTOTAL	(3) (\$) 130			

			·····		1 / / /
SUBMITTED BY				(Complete (	if applicable))
Name (Print/Type)	Robert Watt	Registration No. (Attorney/Agent)	45,890	Telephone	503.222.9981
Signature	Notes and			Date	8/12/04

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application for:

O'Brien et al.

Application No.: 10/814,592

Filed: 3/31/04

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**BATH** 

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450

#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on:

Date of Deposit: 8/12/04

Name of Person Mailing: Christine Hurdle

Alexandria, VA 22313-1450

## RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

Applicant is in receipt of the Notice to File Missing Parts mailed 6/14/04 in the above-identified application. In response, applicant encloses:

- 1. A fully executed Combined Declaration and Power of Attorney.
- 2. A check in the amount of \$1,212.
- Fee Transmittal in duplicate. 3.
- 4. Copy of Notice to File Missing Parts.

Should anything further be required, please contact the undersigned.

Respectfully submitted. SCHWABE, WILLIAMSON & WYATT, P.C.

Robert Watt

Registration No. 45,890

Dated: 8/12/04

Schwabe, Williamson & Wyatt, P.C. Pacwest Center, Suites 1600-1900 1211 SW Fifth Avenue Portland, Oregon 97204

Telephone: 503-222-9981



#### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Sox 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

Page 1 of 2

10/814,592

03/31/2004

Kevin P. O'Brien

110348-135100

25943 SCHWABE, WILLIAMSON & WYATT, P.C. PACWEST CENTER, SUITES 1600-1900 1211 SW FIFTH AVENUE PORTLAND, OR 97204



**CONFIRMATION NO. 5877** 

**FORMALITIES LETTER** 

\*OC000000012926848\*

Date Mailed: 06/14/2004

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/18/2004 BABRAHA1	00000010 10814592	Adjustment dates	-0 <del>8/1</del> 8/2004 BABRAHA1
01 FC:1001	770.00 OP	FILED UNDER 37 CFR 1053(b)2004_BABRA 01_FC=1001	<del>HA1-00000065-10014502</del> =770 <u>-00</u> -0P
02 FC:1051	130.00 OP	0 <del>2 FC:165</del> 1	-130.00 OP
03 FC:1202 04 FC:1201	54.00 GP 258.00 GP	Filing Date Granted FC:1202	-54 <del>.00</del> 09
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### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

 Additional claim fees of \$312 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

## **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1212 for a Large Entity

04 FC:1201

08/17/2004 POBROHAL 00000065 1081

770.00 (16

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$312
  - \$258 for 3 independent claims over 3.
  - \$54 for 3 total claims over 20.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY